AMENDMENT OF SOLICITA	ATION/MODIF	ICATION OF CONTRACT		1. CONTRACT ID	CODE	PAGE OF	PAGES
				Y	5 PROJECTA	1 1	20
2. AMENDMENT/MODIFICATION NO. 0015	3. EFFECTIVE DATE 03-Oct-2005	4. REQUISITION/PURCHASE REQ. NO. W81W3G-0A76-0002			5. PROJECT N	O.(11 applicab	e)
6. ISSUED BY CODE	W912DR	7. ADMINISTERED BY (If other than item 6)		CODE	: 1		
USAED - BALTIMORE 10 SOUTH HOWARD STREET BALTIMORE MD 21201	Watzbik	See Item 6					
8. NAME AND ADDRESS OF CONTRACTOR	(No., Street, County, S	tate and Zip Code)	^ W X 9H 3	A. AMENDMEN 1/912DR-05-R-0 B. DATED (SER 1-Mar-2005 DA. MOD. OF C	0002 E ITEM 11) CONTRACT	Γ/ORDER I	
CODE	FACILITY CO	DE					
11.	THIS ITEM ONLY A	PPLIES TO AMENDMENTS OF SOLICIT	ΓΑΤΙΟΙ	NS			
(a) By completing Items 8 and 15, and returning or (c) By separate letter or telegram which includes a referen RECEIVED AT THE PLACE DESIGNATED FOR THE RE REJECTION OF YOUR OFFER. If by virtue of this amendi provided each telegram or letter makes reference to the solici	ce to the solicitation and amend ECEIPT OF OFFERS PRIOR T ment you desire to change an o tation and this amendment, and	O THE HOUR AND DATE SPECIFIED MAY RESULT ffer already submitted, such change may be made by teleg	MENT TO Γ IN	O BE			
12. ACCOUNTING AND APPROPRIATION DA	ATA (If required)						
	IFIES THE CONTRAC	O MODIFICATIONS OF CONTRACTS/O T/ORDER NO. AS DESCRIBED IN ITEM Butherity) THE CHANGES SET FORTH IN	И 14.		E IN THE		
CONTRACT ORDER NO. IN ITEM 10A.  B. THE ABOVE NUMBERED CONTRACT/O						avina	
office, appropriation date, etc.) SET FORTH					nanges in p	ayıng	
C. THIS SUPPLEMENTAL AGREEMENT IS	ENTERED INTO PU	RSUANT TO AUTHORITY OF:					
D. OTHER (Specify type of modification and a	uthority)						
E. IMPORTANT: Contractor is not,	is required to si	gn this document and return	copies	s to the issuing o	office.		
14. DESCRIPTION OF AMENDMENT/MODIFI where feasible.) The Request for Proposals for W912DR-05-Development Center, Directorate of Public November 2005 at 4:00pm (16:00 hours). T Summary of Changes. Further, FAR Clause	R-0002, Public-Privat Works function, is her his amendment inclu	te Competition for the U.S. Army Corps reby reopened for bidding purposes. The des significant changes to the RFP whi	of Eng	ineers, Engine proposal due	er Resear date is 10		
Except as provided herein, all terms and conditions of the documen 15A. NAME AND TITLE OF SIGNER (Type or p		a, as heretofore changed, remains unchanged and in full fo  16A. NAME AND TITLE OF CON			R (Type or	print)	
13A. MANIE AND TITLE OF SIGNER (Type of )	print)	IOA. NAME AND THEE OF CON	TIME	TING OFFICEI	K (Type or	Priiit)	
	1 /	TEL:		MAIL:	1.		
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNE	ED 16B. UNITED STATES OF AMER	IICA		160	C. DATE S	IGNED
(6:	_	BY CS: A S C A S C C C C C C C C C C C C C C C			0	3-Oct-200	5
(Signature of person authorized to sign)	1	(Signature of Contracting Offi	ıcer)				

(Signature of person authorized to sign)
EXCEPTION TO SF 30
APPROVED BY OIRM 11-84

30-105-04

STANDARD FORM 30 (Rev. 10-83) Prescribed by GSA FAR (48 CFR) 53.243

# SECTION SF 30 BLOCK 14 CONTINUATION PAGE

#### **SUMMARY OF CHANGES**

The following have been added by full text:

#### AMENDMENT 0015 TEXT

- A Conformed RFP is posted on the website.
- A Conformed PWS with TE -1 and TE-2 is posted on the website.
- The scope of the amendment consists of the following changes in the solicitation and attachments are made accordingly:
  - 1. TE-2 has been revised to reflect additional data from the MAXIMO system (which is the workload tracking system at Hanover, NH). This data was used to approximate annual workload for the Hanover Site, which as been reflected in the revised TE-2, posted to the website. In addition, TE-2 has been modified to contain three years of work order data for the Vicksburg site. TE-2 includes summary tables breaking down workload by month and trade, and level of work.
  - 2. The Bid Schedule (Section B) has been changed to make Level I and Level II tasks firm fixed price line items based on workload data. Level III work consists of IDIQ work. The pricing scheme has been changed from a combination of a firm-fixed price work and Times and Material work to firm-fixed price work and indefinite-delivery/indefinite-quantity work. A new Section B, Bid Schedule, is attached.
  - 3. The PRS (TE-1) and QASP have been modified to reflect the change in the Bid Schedule.
  - 4. Sections in the PWS (C.1.6.3.1, C.1.6.3.2, C.1.6.3.2.1, C.1.6.3.2.2., and C.1.23) have been changed to reflect the new bid structure and required procedural changes resulting from changes in the Bid Schedule.
- Contract Period (Option Years) in Section F is hereby updated with the new proposed award date.
- The Department of Labor Davis Bacon Wage Determinations, MS030003, dated 09/30/05, Revision 0011 and NH030004, dated 09/23/2005, Revision 0008, are revised and attached hereto. As a result of this change, Section H, Wage Determination, and Section J are hereby revised. A new index for Section J is attached.
- Section H is revised as follows:
  - o From: WAGE DETERMINATION

U.S. Department of Labor Service Contract Act (SCA) Wage Determinations, have been included, titled: General Wage Decision No. 94-2339 REV (24) dated 05/17/2005 and Decision No. 94-2297 REV (26) dated 05/23/2005, with all current modifications. U.S. Department of Labor Davis Bacon Act Wage2297 REV (26) dated 05/23/2005, with all current modifications. U.S. Department of Labor Davis Bacon Act Wage Determinations, have been included, titled: MS030003 (Rev 10, dated 04/08/05), MS030020 (dated 06/13/03), MS030023 (dated, 06/13/03), NH030003 (Rev 1, dated 03/05/04), NH030004 (Rev 6, dated 06/24/05), and NH030005 (Rev 5, dated 07/08/05). The wage rates are an attachment located in Section J.

# To: WAGE DETERMINATION

U.S. Department of Labor Service Contract Act (SCA) Wage Determinations, have been included, titled: General Wage Decision No. 94-2339 REV (24) dated 05/17/2005 and Decision No. 94-2297 REV (26) dated 05/23/2005, with all current modifications. U.S. Department of Labor Davis Bacon Act Wage 2297 REV (26) dated 05/23/2005, with all current modifications. U.S. Department of Labor Davis Bacon Act Wage Determinations, have

been included, titled: **MS030003** (**Rev 11, dated 09/30/05**), MS030020 (dated 06/13/03), MS030023 (dated, 06/13/03), NH030003 (Rev 1, dated 03/05/04), **NH030004** (**Rev 8, dated 09/23/05**), and NH030005 (Rev 5, dated 07/08/05). The wage rates are an attachment located in Section J.

#### o FROM: MINIMUM/MAXIMUM AMOUNT OF CONTRACT

The government guarantees to pay a minimum total of \$40,000.00 under this contract for the base year for the unscheduled tasks. The cumulative (maximum) amount of orders for the same period will not exceed \$2,000,000.00 per year for the unscheduled tasks. The government guarantees to pay a minimum total of \$40,000.00 under this contract for each option year for unscheduled tasks should they be exercised. Maximum limitations for each of the option years for the unscheduled tasks, should they be exercised, shall not exceed \$2,000,000.00 per option year.

# TO: HISTORICAL UPPER LIMIT FOR THE IDIQ PORTION OF CONTRACT

Based on historical data, the IDIQ portion of the contract is estimated to be \$2,000,000 per year.

- Since the bid schedule has been revised to remove Time and Material, the following clauses have been deleted from Section I: 52.246-6, 52.232-7, 52.242-3, 52.243-3, 52-245-5, and 52.249-14.
- FAR Clauses 52.222-32, Davis-Bacon Act—Price Adjustment (Actual Method) and 52.232-32, Performance-Based Payments, are hereby added by Full Text to Section I.

• The following clauses are updated in Amendment 0015:

From				To
Section	Number	Title	Date	Date
I	52.222-4	Contract Work House and Safety Standards Act – Overtime Compensation	September 2000	July 2005
I	52.222-6	Davis Bacon Act	February 1995	July 2005
I	52.222-9	Apprentices and Trainees	February 1988	July 2005
I	52.222-11	Subcontracts (Labor Standards)	February 1988	July 2005
I	52.225-13	Certification of Eligibility	December 2003	March 2005
I	252.225-7001	Buy American Act and Balance of Payment Program	April 2003	June 2005
K	252.209-7002	Disclosure of Ownership or Control by a Foreign Government	September 1994	June 2005
K	252.225-7000	Buy American Act— Balance of Payments Program Certificate	April 2003	June 2005
K	252.225-7031	Secondary Arab Boycott of Israel	April 2003	June 2005

- Section L, FAR Clause 52.216-1, Type of Contract, is revised as follows:
  - o From: The Government contemplates award of a Firm Fixed Price/Time and Material Indefinite Delivery/Indefinite Quantity contract resulting from this solicitation.

To: 52.216-1 TYPE OF CONTRACT (APR 1984)

The Government contemplates award of a Firm Fixed Price (CLINS 0001 - 0004) and Indefinite Delivery/Indefinite Quantity (CLIN 0005) contract resulting from this solicitation. Line item 0006 will be reimbursable, based on invoiced cost only.

(End of clause)

- Section L, FAR Provision 52.232-28, Invitation to Propose Performance-Based Payments, is hereby added by full-text.
- Questions and Answers submitted are hereby attached.

# Questions and Answers Received on the DPW A76 Competition W912DR-05-R-0002 23 August 2005

1. **Question:** Paragraph C.5.4.3.2.3, Motors, calls out to perform **annual maintenance** on HVAC motors. The level of maintenance is dependent on the size of the motor. I'm unable to determine **how many** 5hp and greater motors the PWS is calling out and where these motors are **located**. The motors are not listed on TE 5.4-001-HVAC Equipment List.

**Response:** The information on motor size and location is in TE 5.4-001. The exhibit is separated by buildings. The specification column contains all the information on motor horse power. The location column contains the room number within the building.

2. **Question:** Is there any requirement for ERT (Emergency Response Team) members to be a certain Level of HAZMAT Responders: IE Level A, B, C, and D?

Response: C.5.5.2.2.3.2.2. <u>Plan Activation</u>

When the ERT is activated, the SP shall provide a minimum of 7 responders to perform the following functions:

- A. 2 operators or mechanics as primary and backup entry personnel, **Level A PPE qualified**
- B. 2 team members as primary and backup entry personnel, **Level A PPE qualified**
- C. 1 senior level operator or mechanic as technical advisor, **no PPE** qualification required
- D. 1 team member for decontamination duties, **Level A PPE qualified**
- E. 1 team member assigned a function by the Incident Commander, **no PPE qualification required**

# SECTION B - SUPPLIES OR SERVICES AND PRICES

# INSTRUCTIONS FOR BID SCHEDULE

Services Required/Place of Performance: The Service Provider (SP) shall operate, maintain, repair, improve and construct real property, facilities, improvements and equipment and provide related services as specified, necessary to perform Facilities Maintenance Services for the United States Army Corps of Engineers (USACE) Engineering Research and Development Center (ERDC), in accordance with the following information: (1) Performance Work Statement (PWS); (2) all terms and conditions identified by reference and in full text; (3) all attachments and technical exhibits and publications; and, (4) the schedule and prices of this contract.

Schedule/Pricing: The period of performance consists of a Phase-In Period, Base Year for 12 months, and four one-year options. The prices offered in CLIN's 0001-0006 (and sub-CLIN's) are inclusive of all Labor and Operations Management costs. These costs are to include any transportation costs, cost of living increases, inflation, etc. for each option year beyond the base period. The Labor Costs to be bid in each CLIN are to include direct labor, health & welfare benefits, FICA, FUTA and all other fringe benefits, material supply handling costs (i.e. ordering, handling, stocking, and all cost associated with material, supplies and equipment required to complete the required tasks) maintenance of equipment, all overhead costs over the total cost of the tasks, general and administrative expenses over the total cost of the tasks and profit over the total cost of the tasks. (This excludes any wage increases required by the Department of Labor). All sub-CLIN Items (i.e. 0004AA) are for informational purposes only. All Sub Line Items are to be priced by all Offerors, to include the Agency Tender.

FIRM FIXED PRICE WORK: CLINS 0001 – 0004 and all sub-CLIN's are firm fixed price.

**Indefinite Delivery/Indefinite Quantity (IDIQ) WORK:** CLIN 0005 is for services that will be requested from the SP on an "as needed" task order basis. The SP shall provide a complete cost estimate meeting the requirements of the Government for each Task Order request. The Government reserves the right to negotiate the scope and cost of the task order. Government reserves the right to execute task via other methods.

Materials, Supplies and Equipment: Reference CLIN 0006. Materials, supplies and equipment required to complete Level II and Level III tasks shall be furnished on a reimbursable basis, based on invoiced cost only.

# **Bid Schedule**

0	001 Phase-In Period for the USACE Engineeri	ng Research and Development Center (ERDC)
	Lump Sum FFP	\$
	0001AA Phase-In Period of Administrative (PWS) Contained in Section C. This CLIN is	Costs in accordance with the Performance Work Statement is for the Vicksburg, Mississippi Site Only.
	Lump Sum FFP	\$
		Costs in accordance with the Performance Work Statement is for the Hanover, New Hampshire Site Only.
	Lump Sum FFP	\$
0002	Section G, Reporting of Contractor Manpower	tion of the Contractor Manpower Reporting as described in r Data Elements. These services will be for the length of the period. The Agency Tender is not required to bid on this CLIN
	THE AGENCY TENDER IS EXCLUDED COMPLETING THIS LINE ITEM.	D FROM
	Lump Sum FFP	\$
0	002AA. Labor to Perform Reporting of Contract	ctor Manpower Data Elements - Phase-In Period
	Lump Sum FFP	\$
	0002AB. Labor to Perform Reporting of Co	ntractor Manpower Data Elements - Base Year
	Lump Sum FFP	\$
	1002AB. Labor to Perform Reporting of Co	ntractor Manpower Data Elements - Option Year 1
	Lump Sum FFP	\$
	2002AB. Labor to Perform Reporting of Co	ntractor Manpower Data Elements - Option Year 2
	Lump Sum FFP	\$
	3002AB. Labor to Perform Reporting of Co	ntractor Manpower Data Elements - Option Year 3
	Lump Sum FFP	\$
	4002AB. Labor to Perform Reporting of Co	ntractor Manpower Data Elements - Option Year 4
	Lump Sum FFP	\$

0003	Perform LEVEL I Tasks for all Sites. Furnish all necessary resources to perform the required LEVEL I tasks as specified in the attached Performance Work Statement. Period of Performance begins at the conclusion of the Phase-In Period.				
	0003 Base Year FFP	\$			
	1003 Option Year 1 FFP	\$			
	2003 Option Year 2 FFP	\$			
	3003 Option Year 3 FFP	\$			
	4003 Option Year 4 FFP	\$			
0003AA	Perform LEVEL I Tasks for the Vicksburg Site. Fut tasks as specified in the attached Performance Work conclusion of the Phase-In Period.				
	0003AA Base Year FFP	\$			
	1003AA Option Year 1 FFP	\$			
	2003AA Option Year 2 FFP	\$			
	3003AA Option Year 3 FFP	\$			
	4003AA Option Year 4 FFP	\$			
0003AB	Perform LEVEL I Tasks for the Hanover Site. Furn as specified in the attached Performance Work Stater of the day Phase-In Period.				
	0003AB Base Year FFP	\$			
	1003AB Option Year 1 FFP	\$			
	2003AB Option Year 2 FFP	\$			
	3003AB Option Year 3 FFP	\$			
	4003AB Option Year 4 FFP	\$			
0004	Perform LEVEL II Tasks. Furnish all necessary reso specified in the attached Performance Work Statement the Phase-In Period.				
	0004 Base Year FFP	\$			
	1004 Option Year 1 FFP	\$			

	2004 Option Year 2 FFP	\$	
	3004 Option Year 3 FFP	\$	
	4004 Option Year 4 FFP	\$	
0004AA	resources to perform the required LEVEL II Tasks	e Vicksburg, Mississippi Site Only. Furnish all necessary as specified in the attached Performance Work inclusion of the Phase-In Period. LEVEL II work shall	
	0004AA Base Year FFP	\$	
	1004AA Option Year 1 FFP	\$	
	2004AA Option Year 2 FFP	\$	
	3004AA Option Year 3 FFP	\$	
	4004AA Option Year 4 FFP	\$	
000 17 11		L II Tasks as specified in the attached Performance the conclusion of the Phase-In Period. LEVEL II work ar.	C
	0004AB Base Year FFP	\$	
	1004AB Option Year 1 FFP	\$	
	2004AB Option Year 2 FFP	\$	
	3004AB Option Year 3 FFP	\$	
	4004AB Option Year 4 FFP	\$	
0005	LEVEL III Tasks, Indefinite Delivery/ Indefinite C	Quantity	
	0005 Base Year NTE	\$1,125,000.00	
	1005 Option Year 1 NTE	\$1,125,000.00	
	2005 Option Year 2 NTE	\$1,125,000.00	
	3005 Option Year 3 NTE	\$1,125,000.00	
	4005 Option Year 4 NTE	\$1,125,000.00	

0005AA LEVEL III Tasks, Indefinite Delivery/ Indefinite Quantity. Vicksburg, Mississippi Site Only. LEVEL III task is estimated at 250 work orders per year.

	0005AA Base Year NTE	\$1,000,000.00
	1005AA Option Year 1 NTE	\$1,000,000.00
	2005AA Option Year 2 NTE	\$1,000,000.00
	3005AA Option Year 3 NTE	\$1,000,000.00
	4005AA Option Year 4 NTE	\$1,000,000.00
0005AB	B LEVEL III Tasks, Indefinite Delivery/ Indefinite Qu III task is estimated at 25 work orders per year.	nantity. Hanover, New Hampshire Site Only. LEVEL
	0005AB Base Year NTE	\$125,000.00
	1005AB Option Year 1 NTE	\$125,000.00
	2005AB Option Year 2 NTE	\$125,000.00
	3005AB Option Year 3 NTE	\$125,000.00
	4005AB Option Year 4 NTE	\$125,000.00
0006		uipment required for LEVEL II and LEVEL III tasks ment. Period of Performance begins at the conclusion
	0006 Base Year NTE	\$ <u>1,000,000.00</u>
	1006 Option Year 1 NTE	\$ <u>1,000,000.00</u>
	2006 Option Year 2 NTE	\$ <u>1,000,000.00</u>
	3006 Option Year 3 NTE	\$ <u>1,000,000.00</u>
	4006 Option Year 4 NTE	\$ <u>1,000,000.00</u>
0006AA	A Reimbursable Materials, supplies and equipment rec Vicksburg, Mississippi Site Only.	quired to complete Level II and Level III tasks.
	0006AA Base Year NTE	\$_750,000.00
	1006AA Option Year 1 NTE	\$_750,000.00_
	2006AA Option Year 2 NTE	\$_750,000.00
	3006AA Option Year 3 NTE	\$_750,000.00_
	4006AA Option Year 4 NTE	\$_750,000.00_

0006AB Reimbursable Materials, supplies and equipment required to complete Level II and Level III tasks. Hanover, New Hampshire Site Only.

0006AB Base Year NTE	\$ _250,000.00
1006AB Option Year 1 NTE	\$_250,000.00
2006AB Option Year 2 NTE	\$ <u>250,000.00</u>
3006AB Option Year 3 NTE	\$_250,000.00_
4006AB Option Year 4 NTE	\$_250,000.00

Section J - List of Documents, Exhibits and Other Attachments Exhibit/Attachment Table of Contents

DOCUMENT TYPE	DESCRIPTION	<u>DATE</u>
Wage Decision	94-2297 REV (26)	
Wage Decision	94-2339 REV (24)	23 May 2005
Wage Decision	MS030003 REV (11)	17 May 2005
ш Б : :	N. 6000000	30 September 2005
Wage Decision	MS030020	13 June 2003
Wage Decision	MS030023	13 vane 2003
		13 June 2003
Wage Decision	NH030003 (REV 1)	05 March 2004
Wage Decision	NH030004 (REV 8)	05 March 2004
Wage Decision	M1030004 (KE V 0)	23 September 2005
Wage Decision	NH030005 (REV 5)	
		08 July 2005
EFT Form		
CCR Memorandum		
Disclosure of Lobbying Activities	Standard Form LLL	
Performance Assessment Report		
Past Performance Questionnaire		
Performance Work Statement and All Technical Exhibits and Attachments		
Labor- Management Contract between USACI WES and AFGE Local 3310	E	04 May 1999
Negotiated Agreement between USA CRREL		May 1995

and NFFE Local 1472,

Hanover, NH

General Decision Number: MS030003 09/30/2005 MS3 Superseded General Decision Number: MS020003

State: Mississippi

Construction Type: Building

Counties: Adams, Amite, Claiborne, Copiah, Covington, Franklin, Jefferson, Jefferson Davis, Lawrence, Lincoln, Pike, Simpson, Walthall, Warren and Wilkinson Counties in Mississippi.

BUILDING CONSTRUCTION PROJECTS (excluding single family homes and apartments up to and including 4 stories).

Modification	Number	Publication Date
0		06/13/2003
1		10/31/2003
2		12/05/2003
3		01/16/2004
4		01/30/2004
5		04/02/2004
6		05/07/2004
7		07/16/2004
8		10/15/2004
9		02/04/2005
10		04/08/2005
11		09/30/2005

#### CARP0303-001 07/01/2004

	Rates	Fringes	
Carpenter	•	4.00 4.00	

\* ELEC0480-001 07/01/2005

ADAMS, AMITE, CLAIBORNE, COPIAH, COVINGTON, FRANKLIN, JEFFERSON, LAWRENCE, LINCOLN, PIKE, SIMPSON, WALTHALL, WARREN AND WILKINSON COUNTIES

AND WILKINSON COUNTIES	Rates	Fringes
Electrician	.\$ 19.90	7.08
* ELEC0903-002 06/01/2005 JEFFERSON DAVIS	Rates	Fringes
Cable Splicer		6.29 6.25
ELEV0124-001 01/01/2005	Rates	Fringes

FOOTNOTE: A - UNDER 5 YEARS EMPLOYMENT 6% OF BHR; OVER 5 YEARS EMPLOYMENT 8% OF BHR; Paid Holidays - New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day,

Elevator Mechanic.....\$ 27.60

Thanksgiving Day,	the	Friday	after	Thanksgiving	Day,	and
Christmas Day.						

NGI0624-001 01/01/2005	Rates	Fringes
Power equipment operators:	Races	1111900
Forklift, 2-ton and under\$	14.40	7.65
Forklift, 5-ton and over\$		7.65
Forklift, over 2-ton and		
less than 5-ton\$	16.90	7.65
FMS0669-002 01/01/2005		
	Rates	Fringes
Sprinkler Fitter\$	21.25	10.00
SUMS2000-001 03/21/2000		
	Rates	Fringes
Bricklayer/Blocklayer\$	15.25	.30
Cement Mason/Concrete Finisher.\$	10.86	.30
Insulators - Heat and Frost\$	13.83	
Ironworker, Reinforcing\$	14.25	
<pre>Ironworker, Structural\$</pre>	14.49	
Laborer, Unskilled (Including		
mason tender)\$	7.80	1.15
Painter, Brush (Including		
drywall finishing)\$		.50
Plumber (Including HVAC pipe)\$	11.92	.73
Power equipment operators:		
Backhoe\$		
Crane\$	13.20	.30
Roofer (including Built Up,		
Composition and Single Ply)\$	10.00	.60
Sheet Metal Worker (Including	10.05	4 50
HVAC duct work)\$		1.73
Truck Driver\$ Waterproofer\$		.30
	1 4 6 3	

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

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In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

# WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can

#### be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations Wage and Hour Division U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION

General Decision Number: NH030004 09/23/2005 NH4 Superseded General Decision Number: NH020004

State: New Hampshire

Construction Type: Highway

Counties: New Hampshire Statewide.

Highway construction projects (does not include major bridges (for example, bascule, suspension and spandrel arch bridges; bridges bridging waters presently navigable or to be made navigable; bridges involving marine construction in any degree); tunnels; building structures in rest areas; railroad construction)

Modification	Number	Publication Date
0		06/13/2003
1		11/14/2003
2		03/05/2004
3		08/20/2004
4		01/14/2005
5		06/10/2005
6		06/24/2005
7		07/29/2005
8		09/23/2005

# \* ENGI0004-016 06/01/2005

ROCKINGHAM and STRAFFORD COUNTIES:

	Rates	Fringes
Power equipment operators:		
Backhoe	\$ 23.02	15.61

Work in tunnels: \$2.40 per hour additional.

#### Hazardous waste:

Work in a hot zone: \$2.00 per hour additional.

\_\_\_\_\_

\* ENGI0098-014 04/01/2005

HILLSBOROUGH COUNTY:

	Rates	Fringes
Power equipment operators:		
Backhoe	\$ 22.50	6.65

Shaft and tunnel work: \$.50 per hour additional.

#### PAID HOLIDAYS:

New Year's Day, Washington's Birthday, Memorial Day, Fourth of July, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day and Christmas Day; plus, for workers who have been employed for six months, a personal day.

\_\_\_\_\_

LABO0668-002 06/01/2001

HILLSBOROUGH and STRAFFORD COUNTIES:

	J	Rates	Fringes
Laborers:			
GUARDRAIL	LABORERS\$	15.00	7.15

# LABO0976-001 06/01/2001

# ROCKINGHAM COUNTY:

ROCKINGHAM COUNTY.	Rates	Fringes
Laborers:  GUARDRAIL LABORERS	•	7.15
* SUNH2001-001 06/08/2001	Rates	Fringes
Carpenters: Carpenter (includes form work): BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN COUNTIES Carpenter (includes form work):	.\$ 14.86	1.33
HILLSBOROUGH, ROCKINGHAM AND STRAFFORD COUNTIES Ironworkers:	.\$ 14.73	1.02
Reinforcing: BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON, MERRIMACK AND STRAFFORD		
COUNTIES	.\$ 13.00	1.70
MERRIMACK AND SULLIVAN COUNTIES HILLSBOROUGH, ROCKINGHAM AND STRAFFORD COUNTIES		1.66
Laborers:  Flagger :  BELKNAP, CARROLL,  CHESHIRE, COOS, GRAFTON,  MERRIMACK AND STRAFFORD		
COUNTIES  Flagger:  HILLSBOROUGH, ROCKINGHAM	.\$ 9.05	1.15
AND STRAFFORD COUNTIES Guardrail laborer: BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON, MERRIMACK AND SULLIVAN	.\$ 10.18	
COUNTIES  Pipelayer:  HILLSBOROUGH, ROCKINGHAM	.\$ 10.00	. 25
AND STRAFFORD COUNTIES Unskilled laborer: BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON, MERRIMACK AND SULLIVAN	.\$ 12.67	1.21
COUNTIES	.\$ 10.83	1.42

Unskilled laborer:		
HILLSBOROUGH, ROCKINGHAM	11 54	1 10
AND STRAFFORD COUNTIES\$	11.54	1.19
Power equipment operators:		
Backhoe:		
BELKNAP, CARROLL,		
CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN	16.00	1 60
COUNTIES\$	16.02	1.68
Bulldozer :		
BELKNAP, CARROLL,		
CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN	14 00	1.52
COUNTIES\$	14.98	1.52
Bulldozer:		
HILLSBOROUGH, ROCKINGHAM	10 03	3.32
AND STRAFFORD COUNTIES\$	18.93	3.3∠
Compactor:		
HILLSBOROUGH, ROCKINGHAM AND STRAFFORD COUNTIES\$	10 14	1.40
	12.14	1.40
Crane:		
BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN		
COUNTIES\$	16 00	1.67
Crane:	10.00	1.07
HILLSBOROUGH, ROCKINGHAM		
AND STRAFFORD COUNTIES\$	17 16	1.38
Excavator :	17.10	1.50
BELKNAP, CARROLL,		
CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN		
COUNTIES\$	15.23	1.67
Excavator:	10.10	,
HILLSBOROUGH, ROCKINGHAM		
AND STRAFFORD COUNTIES\$	16.88	1.84
Grader :		
BELKNAP, CARROLL,		
CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN		
COUNTIES\$	18.70	1.09
Grader:		
HILLSBOROUGH, ROCKINGHAM		
AND STRAFFORD COUNTIES\$	18.96	1.67
Loader :		
BELKNAP, CARROLL,		
CHESHIRE, COOS, GRAFTON,		
MERRIMACK AND SULLIVAN		
COUNTIES\$	13.45	1.29
Loader:		
HILLSBOROUGH, ROCKINGHAM		
AND STRAFFORD COUNTIES\$	16.91	2.54
Mechanic (maintenance):		
HILLSBOROUGH, ROCKINGHAM		
AND STRAFFORD COUNTIES\$	17.69	3.50
Paver :		

BELKNAP, CARROLL,	
CHESHIRE, COOS, GRAFTON,	
MERRIMACK AND SULLIVAN	
COUNTIES\$ 15.00	1.98
Paver:	
HILLSBOROUGH, ROCKINGHAM	
AND STRAFFORD COUNTIES\$ 14.63	1.44
Roller:	
BELKNAP, CARROLL,	
CHESHIRE, COOS, GRAFTON,	
MERRIMACK AND SULLIVAN	
COUNTIES\$ 12.85	2.66
HILLSBOROUGH, ROCKINGHAM	
AND STRAFFORD COUNTIES\$ 13.89	1.43
Truck drivers:	
2, 3 and 4-axle:	
BELKNAP, CARROLL,	
CHESHIRE, COOS, GRAFTON,	
MERRIMACK AND SULLIVAN	1 60
COUNTIES\$ 11.04	1.62
3-axle:	
HILLSBOROUGH, ROCKINGHAM	1.48
AND STRAFFORD COUNTIES\$ 12.72	1.48
Dump:	
BELKNAP, CARROLL, CHESHIRE, COOS, GRAFTON,	
MERRIMACK AND SULLIVAN	
COUNTIES\$ 10.99	1.44
Dump:	1.44
HILLSBOROUGH, ROCKINGHAM	
AND SULLIVAN COUNTIES\$ 12.70	.97
MIN COUNTIED A T7.10	• 21

WELDERS - Receive rate prescribed for craft performing

operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

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In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

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# WAGE DETERMINATION APPEALS PROCESS

- 1.) Has there been an initial decision in the matter? This can be:
- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

> Branch of Construction Wage Determinations Wage and Hour Division U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

> Wage and Hour Administrator U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

> Administrative Review Board U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, DC 20210

4.) All decisions by the Administrative Review Board are final. \_\_\_\_\_\_

END OF GENERAL DECISION